

DECISION

Introduction

Pursuant to section 58 of the Residential Tenancy Act (the Act), I was designated to hear a cross application regarding the above-noted tenancy.

The tenant's application pursuant to the Act is for cancellation of a One Month Notice to End Tenancy for Cause (the Notice), pursuant to section 47 of the Act.

The landlord's application pursuant to the Act is for:

- an order of possession under the Notice, pursuant to sections 47 and 55; and
- an authorization to recover the filing fee, under section 72.

Tenant CN, tenant's legal advocate CB and tenant's support JD attended the hearing for the Tenant.

Landlord's agents CA and RG attended the hearing for the Landlord.

Settlement

Pursuant to section 63 of the Act, an arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order. During the hearing the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise and achieved a resolution of their dispute.

Both parties agreed to the following final and binding settlement of all the issues listed in these applications for dispute resolution:

1. The tenancy will end no later than November 30, 2024, and the Tenant will vacate the rental unit by that date.
2. The Tenant will continue paying the rent amount of \$970.81 per month plus utilities, until the end of the tenancy.
3. The Tenant can end the tenancy early by providing a 10 day notice to the Landlord.
4. The Landlord will provide \$500.00 to the Tenant at the end of the tenancy for moving expenses.

Conclusion

As the parties resolved matters by agreement, I make no findings of fact or law with respect to the Tenant or Landlord's application.

In order to give effect to the settlement reached between the parties, I grant an Order of Possession to the Landlord effective on November 30, 2024, after service of this Order on the Tenant. Should the Tenant or any occupant on the premises fail to comply with this Order, this Order may be filed and enforced as an Order of the Supreme Court of British Columbia.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: August 9, 2024

Residential Tenancy Branch